

**CHAPTER 24:59:02**

**POSTSECONDARY TECHNICAL INSTITUTE FUNDING DISTRIBUTION**

Section

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**24:59:02:01. Tuition.** The South Dakota Board of Technical Education shall determine the rate of tuition and state fees charged to students at postsecondary technical ~~institutes~~ colleges annually, and the rate is effective for the fiscal year beginning July first.

**Source:** 8 SDR 150, effective May 16, 1982; 11 SDR 96, 11 SDR 112, effective July 1, 1985; transferred from § 24:10:34:02, 20 SDR 223, effective July 7, 1994; repealed, SL 1995, ch 86, § 6, effective July 1, 1995; readopted, 22 SDR 13, effective August 9, 1995; transferred from § 24:10:42:09, 23 SDR 139, effective March 10, 1997; 35 SDR 306, effective July 1, 2009; 40 SDR 40, effective September 11, 2013; 40 SDR 229, effective July 1, 2014; Readopted from § 24:10:42:26, 44 SDR 184, effective June 25, 2018.

**General Authority:** SDCL 1-16A-94, 13-39A-12, 13-39A-18.

**Law Implemented:** SDCL 1-16A-43, 13-39A-12, 13-39A-18.

**24:59:02:02. Set-asides.** The South Dakota Board of Technical Education shall set aside facility funds, National Guard Tuition Benefit funds, and maintenance and repair funds from the total appropriated to the South Dakota Board of Technical Education ~~postsecondary technical institutes~~ under "Postsecondary Vocational Education."

~~In fiscal year 2020,~~ The facility fund set aside shall be \$2,317,668, an amount equal to twenty-seven percent of the current year lease purchase agreement payments

~~The amount set aside for the National Guard Tuition Benefit fund in fiscal year 2020 shall be \$214,190.~~ The All National Guard Tuition Benefit funds shall be distributed each academic term to the postsecondary technical ~~institutes~~ colleges based on the actual state tuition benefits applied for qualifying National Guard members after federal tuition benefits are applied.

~~In fiscal year 2020, the maintenance and repair fund set aside shall be \$505,103.~~ All maintenance and repair funds shall be set aside and distributed each year to the postsecondary technical colleges to be used exclusively for the maintenance and repair of state-owned facilities on the respective postsecondary technical college campuses.

**Source:** 23 SDR 139, effective March 10, 1997; 32 SDR 117, effective January 5, 2006; 35 SDR 306, effective July 1, 2009; 40 SDR 40, effective September 11, 2013; 43 SDR 9, effective August 4, 2016; 43 SDR 176, effective July 3, 2017; Readopted from § 24:10:42:27, 44 SDR 184, effective June 25, 2018; 45 SDR 130, effective April 29, 2019; 45 SDR 158, effective July 1, 2019.

**General Authority:** SDCL 1-16A-94, 13-39A-12, 13-39A-18.

**Law Implemented:** SDCL 1-16A-43, 1-16A-96, 13-39A-12, 13-39A-18, 33-6-6.

**24:59:02:03. Formula for funding.** The postsecondary technical ~~institutes~~ colleges shall receive state funding, from the amount appropriated by the Legislature less funds reserved in § 24:59:02:02, under a formula that distributes these funds based on full-time equivalent students as follows:

(1) Subtract the total set-asides reserved in § 24:59:02:02 from the total amount appropriated by the Legislature within the general appropriations act for operating expenses;

(2) Determine the number of full-time equivalent students at each ~~institution~~ college for the preceding fiscal year using the following calculation:

(a) One "full-time equivalent student" equals 30 credit hours of instruction;

(b) The number of full-time equivalent students for a college ~~institution~~ is calculated by dividing tuition ~~collected~~ revenue for the preceding fiscal year by program as per chart of accounts prescribed within the South Dakota School District Accounting Manual by the tuition fee per credit and the quotient is divided by 30 credit hours;

(3) Multiply the number of full-time equivalent students at each ~~institution~~ college by the per student allocation to determine the total allocation for the distribution formula. The distribution formula is as follows:

(a) "Per student allocation," ~~for school fiscal year 2020 is \$3,610.32~~ is an amount set by the South Dakota Board of Technical Education, taking into account the available operating funds and the anticipated number of full-time equivalent students;

(b) Twenty-five percent (25%) of the total allocation will be distributed equally among the four ~~institutions~~ colleges as a baseline for common operations at each technical ~~institute~~ college. The funds shall be divided by four (4);

(c) Seventy-five percent (75%) of the total allocation will be distributed within three program categories: high cost-low density programs, high cost programs, and standard cost programs. The funds shall be distributed by determining each program's full-time equivalent students, multiplied by the weighted program factor multiplied by the weighted per student value;

(d) The executive director will identify the weighted program factor of each program documented on the South Dakota School District Accounting Manual;

(e) The weighted per student value is determined by the allocation divided by adding the total high cost-low density program's full-time equivalent students multiplied by a weighted program factor, plus the total high cost program's full-time equivalent students multiplied by a weighted program factor, plus the total standard cost program's full-time equivalent students by a weighted program factor.

**Source:** 23 SDR 139, effective March 10, 1997; 25 SDR 150, effective June 6, 1999; 28 SDR 169, effective June 17, 2002; 32 SDR 117, effective January 5, 2006; 35 SDR 306, effective July 1, 2009; 36 SDR 169, adopted April 21, 2010, effective July 1, 2010; 40 SDR 229, effective July 1, 2014; 42 SDR 35, effective September 14, 2015; 43 SDR 9, effective August 4, 2016; 43 SDR 176, effective July 3, 2017; Readopted from § 24:10:42:28, 44 SDR 184, effective June 25, 2018; 45 SDR 130, effective April 29, 2019; 45 SDR 158, effective July 1, 2019.

**General Authority:** SDCL 13-39A-18, 13-39A-21.

**Law Implemented:** SDCL 13-39A-18, 13-39A-21.

**24:59:02:04. Yearly revision of formula for funding.** The South Dakota Board of Technical Education shall revise the funding formula each year using tuition data.

**Source:** 23 SDR 139, effective March 10, 1997; 25 SDR 150, effective June 6, 1999; 32 SDR 117, effective January 5, 2006; Readopted from § 24:10:42:29, 44 SDR 184, effective June 25, 2018.

**General Authority:** SDCL 13-39A-12, 13-39A-18, 13-39A-21.

**Law Implemented:** SDCL 13-39A-12, 13-39A-18, 13-39A-21.